IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 722 of 1989

Hon'ble MR.JUSTICE Y.B.BHATT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

S.C.HALDAR,IAS,MUNICIPAL COMMISSIONER

Versus

KRISHNARAO MADHAVRAO GAIKWAD

Appearance:

MR PRANAV G DESAI for Petitioner

NOTICE SERVED for Respondent No. 1, 3

MR KP RAVAL for Respondent No. 2

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 14/03/2000

ORAL JUDGEMENT

1. This is an application under section 482 of the Code of Criminal Procedure, at the instance of the original accused against issuance of process by the Criminal Court, on the basis of a complaint filed by the present respondent no.1.

2. Learned counsel for the petitioner places on record the death certificate in respect of the said complainant, which discloses that the complainant expired on 29th March 1998. Obviously, therefore, the complaint would not survive and consequently neither does the present application.

3. This application is accordingly disposed of and rule is discharged. Ad interim relief stands vacated.

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